IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 1524 of 2004

Between:

N. Shankar, S/o. Krishna, R/o. 5-90,
Hussain Shawali Darga, Golkonda (PO),
Serinlingampally Mandal, Ranga Reddy District.

..... PETITIONER

AND

1 Superintending Engineer, Andhra Pradesh Central Power Distribution Company Limited,
Operation Circle, North, Mint Compound, Hyderabad.

2 The Managing Director, Andhra Pradesh Central Power Distribution Company Limited, Vidyut Soudha,
Khairatabad, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a direction, writ or order one in the nature of Mandamus directing the respondents to regularize the petitioner's service as per BPMs.No.36, dated 18-05-1997 for the post of Junior Lineman by declaring the action of the respondents in rejecting the petitioner's case for the post of Junior Lineman in its letter dated 11-12-2003 stating that the petitioner did not possess the requisite qualification of I.T.I. (Electrician) Trade Certificate as on the date of interview held on 02-06-1998 though the petitioner possess the I.T.I. (Electrician) Trade certificate at the time of reconsideration and in spite of the good number of vacancies existing as illegal, improper and arbitrary.

Counsel for the Petitioner: SMT.A.PANKAJA

Counsel for the Respondents: MR.S.RAVINDRANATH

The Court made the following :

ORDER

Heard both sides and at their request, the main Writ Petition itself is taken up for disposal.

The main grievance of the petitioner initially is that to consider his case in terms of B.P.Ms.No.36, dated
18-05-1997. Subsequently, it is the case of the petitioner that he is also entitled for consideration under B.P.Ms.No.271.

Having regard to the fact that there is already a provision to consider the petitioner's case irrespective of fact that he has qualification as pointed out by the learned counsel for the petitioner, the Writ petition is accordingly disposed of directing the respondents to consider the petitioner's case under BP Ms.No.36, dated 18-05-1997, and pass orders on merits in accordance with law. The entire exercise shall be done within a period of four weeks from today. No costs.

04-04-2005

Note: Issue CC in 3 days

B/o

Hsd

Asst. Registrar

To

1 Superintending Engineer, Andhra Pradesh Central Power Distribution Company Limited,
Operation Circle, North, Mint Compound, Hyderabad.

2 The Managing Director, Andhra Pradesh Central Power Distribution Company Limited, Vidyut Soudha,

Khairatabad, Hyderabad.

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